

ORIGINAL

AO 133 (Rev. 9/89) Bill of Costs

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

UNITED STATES DISTRICT COURT

District of Hawaii

APR 05 2006

WAYNE BERRY

V.

BILL OF COSTS 11 o'clock and 35 min. A
SUE BEITIA, CLERK

Case Number: 03-CV-00385 SOM/LEK

HAWAIIAN EXPRESS SERVICE, INC., et al.

Judgment having been entered in the above entitled action on 3/9/2006 against Plaintiff WAYNE BERRY,
the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ 0.00
Fees for service of summons and subpoena	0.00
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case	1,858.70
Fees and disbursements for printing	496.84
Fees for witnesses (itemize on reverse side)	0.00
Fees for exemplification and copies of papers necessarily obtained for use in the case	0.00
Docket fees under 28 U.S.C. 1923	0.00
Costs as shown on Mandate of Court of Appeals	0.00
Compensation of court-appointed experts	0.00
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	0.00
Other costs (please itemize)	0.00
TOTAL	\$ 2,355.54

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

DECLARATION

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill was mailed today with postage prepaid to: See Certificate of Service filed April 5, 2006

Signature of Attorney: [Signature]Name of Attorney: LEROY E. COLOMBE of Chun, Kerr, Dodd, Beaman & Wong

For: Defendant FOODLAND SUPER MARKET, LIMITED Date: 4/5/2006
Name of Claiming Party

Costs are taxed in the amount of _____ and included in the judgment.

Clerk of Court

By: _____ Date: _____
Deputy Clerk

\$0.00

"Entry of the judgment shall not be delayed for the taxing of costs."

Berry v. Hawaiian Express Service, Inc., et al.
Case No. CV03-00385 SOM/LEK
U.S. District Court, District of Hawaii

**TAXABLE COSTS INCURRED HEREIN BY
FOODLAND SUPER MARKET, LIMITED**

DATE	DESCRIPTION	AMOUNT	G.E. TAX*
10/03	In-House Duplicating (182 pages at \$0.15 per page)	\$27.30	\$1.14
11/03	In-House Duplicating (324 pages at \$0.15 per page)	\$48.60	\$2.02
12/03	In-House Duplicating (60 pages at \$0.15 per page)	\$9.00	\$0.37
1/16/04	Court Reporter Charge – Copy of deposition of Mark Dillon (Vol. I) taken 12/16/03 **	\$481.17	--
1/16/04	Court Reporter Charge – Copy of deposition of Mark Dillon (Vol. II) taken 12/23/03 **	\$664.08	--
1/04	In-House Duplicating (579 pages at \$0.15 per page)	\$86.85	\$3.61
3/04	In-House Duplicating (177 pages at \$0.15 per page)	\$26.55	\$1.10
5/04	In-House Duplicating (29 pages at \$0.15 per page)	\$4.35	\$0.18
6/04	In-House Duplicating (380 pages at \$0.15 per page)	\$57.00	\$2.37
7/04	In-House Duplicating (112 pages at \$0.15 per page)	\$16.80	\$0.70
9/04	In-House Duplicating (290 pages at \$0.15 per page)	\$43.50	\$1.81
10/04	In-House Duplicating (490 pages at \$0.15 per page)	\$73.50	\$3.06
11/04	In-House Duplicating (272 pages at \$0.15 per page)	\$40.80	\$1.70
12/15/04	Court Reporter Charge – 12/6/04 – deposition of Brian Christensen, Jacqueline Rio, Alfreda Waiolama **	\$713.45	--
12/04	In-House Duplicating (285 pages at \$0.15 per page)	\$42.75	\$1.78
<i>Subtotal</i>		\$2,335.70	\$19.84
<i>TOTAL</i>		\$2,355.54	

* On in-house charges only; outside charges already include G.E. Tax.

** Copy of invoice attached.

JAN FLOATE, RPR, CSR

P.O. BOX 1821

KAILUA, HAWAII 96734

Phone: (808) 263-1149 Fax: (808) 262-1096

Invoice

Number: 1448

Date: January 16, 2004

Bill To:

ANDREW V. BEAMAN, ESQ.
 Chun Kerr Dodd Beaman & Wong, LC
 745 Fort Street
 Suite 900 Topa Financial Center
 Honolulu, HI 96813

RE:

BERRY vs. H.E.X. et al.
 Civil No. 03-00385

AVB

Description	Copy	Amount
One Copy Deposition of: MARK DILLON, Volume I, taken on 12/16/03, at 1132 Bishop Street, Ste. 1405 TRANSCRIPT HAND-DELIVERED BY REPORTER 12/23/03.	a	461.95
<div>Rec'd By <u>m. f.</u> Date <u>2-5-04</u> Approved For Payment By _____ Paid - Ch. No. <u>25426</u> Date <u>2-6-04</u> Distribution <u>111-23</u> <u>Foodland (Berry)</u></div>		
Sub-Total		\$461.95
Excise Tax 4.16% on 461.95		19.22
Total		\$481.17

REPORTER'S DISCLOSURE

Pursuant to Rule 14 of the Rules Governing Court Reporting in Hawaii, I hereby make the following disclosure:

1. I, or my agency, was hired by Tim Hogan for this deposition.
2. The complete financial arrangements between myself (or my agency) and the person or organization named in Paragraph 1 are as follows:

ORAL DEPOSITIONS

Appearance fee per half day	\$45.00
Appearance fee if no transcript ordered	\$60.00 + half est. pgs
Original & one copy of transcript	\$ 3.15 per page
One copy of transcript	\$ 2.50 per page
Two copies of exhibits (one for Court)	\$.45 per page
One copy of exhibits	\$.45 per page
Medical/Technical/Interpreted depositions	25% surcharge
Expedited delivery: 2 - 3 days	50% surcharge
4 days	75% surcharge
Daily copy	100% surcharge
Arbitrations (non-technical; shared expense)	\$6.00 per page
Litigation Support ASCII diskette	\$15.00
Timestamped disks available upon request.	No charge
Condensed transcript	\$10.00
Signature fee	\$15.00 per depo
Storage fee	\$10.00 per depo

WRITTEN INTERROGATORIES

Appearance and Pickup fee	\$65.00
Original & one copy of transcript	\$ 3.15 per page
One copy of transcript	\$ 2.50 per page
Signature fee	\$15.00
Storage fee for original	\$10.00
Two copies of records	\$.45 per page
One copy of records	\$.45 per page

REALTIME DEPOSITIONS

APPEARANCE FEES:

* With standard certified transcript preparation \$150 half day/\$290 full day

Realtime viewing requested and received by any/all opposing counsel will be charged at an equally divided percentage composite, known as "viewing charges", to reduce noticing attorney's realtime appearance fees proportionately.)

ROUGH DRAFT ASCII at end of day \$1.00 per page
Multiple computers provided upon request.)

1. The charges specified in Paragraph 2 are the usual and customary charges made by me or my agency for like services to other persons. IF NOT, reasons are specified on the reverse side of this page.
2. If any financial or service discount for this or any other deposition will or might in any way be given to the person named in Paragraph 1, reasons for same are stated on the reverse side of this page.

I certify the foregoing to be a true and correct disclosure, to the best of my knowledge and information.

DATED: 7/1/02

Signed

Jan K. Floate
Jan K. Floate, RPR, CSR-254

JAN FLOATE, RPR, CSR

P.O. BOX 1821

KAILUA, HAWAII 96734

Phone: (808) 263-1149 Fax: (808) 262-1096

Invoice

Number: 1452

Date: January 16, 2004

JF

JAN 20 2004

Bill To:

LEROY E. COLOMBE, ESQ.
 Chun Kerr Dodd Beaman & Wong
 900 Topa Financial Center
 745 Fort Street
 Honolulu, HI 96813

RE:

BERRY vs. H.E.X. et al.
 Civil No. 03-00385

*Bill to Foodland (Berry)
 AVR*

Description	Copy	Amount
One Copy Deposition of: MARK DILLON, Volume II, taken on 12/23/03, at 1132 Bishop Street, Suite 1405. INCLUDES VOLUME OF EXHIBITS 5 - 26.	a	637.55
<div data-bbox="334 993 831 1365" data-label="Text"> <p>Rec'd By <u>mlf</u> Date <u>2-5-04</u> Approved For Payment By _____ Paid - Ch. No. <u>254262.604</u> Distribution <u>111-23</u> <u>Foodland (Berry)</u></p> </div>		
Sub-Total		\$637.55
Excise Tax 4.16% on 637.55		26.53
Total		\$664.08

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One copy of exhibits	\$.45 per page
Medical, Technical/Interpreted depositions	25% surcharge
Expedited delivery: 1 - 3 days	50% surcharge
4 days	57.5% surcharge
Daily copy	100% surcharge
Arbitrations (non-technical; shared expense)	\$6.00 per page
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DATED: 7/1/02

Signed

Jan K. Floate

Jan K. Floate, RPR, CSR-254

JAN FLOATE, RPR, CSR

P.O. BOX 1821

KAILUA, HAWAII 96734

Phone: (808) 263-1149 Fax: (808) 262-1096

Bill To:

LEROY E. COLOMBE, ESQ.
 Chun Kerr Dodd Beaman & Wong
 900 Topa Financial Center
 745 Fort Street
 Honolulu, HI 96813

Invoice

Number: 1586

Date: December 15, 2004

RE:

BERRY vs. H.E.X. et al.
 Civil No. 03-00385

Description	Copy	Amount
One Copy DEPOSITIONS OF:		
BRIAN CHRISTENSEN, 129 pages	a	
JACQUELINE RIO, 62 pages	a	
ALFREDDA WAIOLAMA, 54 pages	a	
Taken on December 6, 2004, at 1132 Bishop Street, Suite 306, Honolulu.	a	684.95
<div data-bbox="394 1073 857 1444" data-label="Form"> <p>Rec'd By <u>mlf</u> Date <u>12-23-04</u></p> <p>Approved For Payment By _____</p> <p>Paid - Ch. No. <u>27298</u> Date <u>12-23-04</u></p> <p>Distribution <u>111-23</u></p> <p><u>Foodland (Beng)</u></p> </div>		
Sub-Total		\$684.95
Excise Tax 4.16% on 684.95		28.50
Total		\$713.45

OK

WZ

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DATED: 7/1/02

Signed

Jan K. Floate, RPR, CSR-254